

MEMORANDUM ENDORSED

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DATE FILED: April 21, 2023

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

CALENTURE, LLC,
DENNIS DONOGHUE,
MARK RUBENSTEIN, and
REVIVE INVESTING LLC,

Plaintiffs,

– v. –

B. RILEY FINANCIAL, INC.,
B. RILEY SECURITIES, INC.,
BRF INVESTMENTS, LLC, and
B. RILEY PRINCIPAL INVESTMENTS, LLC,

Defendants,

– and –

LAZYDAYS HOLDINGS, INC.,
Nominal Defendant.

ECF CASE

No. 23-511 (GHW) (SDA)

STIPULATION OF DISMISSAL

WITH PREJUDICE

DATED: APRIL 21, 2023

WHEREAS Plaintiffs Calenture, LLC, Dennis Donoghue, Mark Rubenstein, and Revive Investing LLC began the action captioned above (the “Action”) on January 20, 2023, naming B. Riley Financial, Inc., B. Riley Securities, Inc., BRF Investments, LLC, and B. Riley Principal Investments, LLC as Defendants (collectively, the “B. Riley Defendants”) and Lazydays Holdings, Inc. as Nominal Defendant (“Lazydays”);

WHEREAS the B. Riley Defendants have not appeared in the Action; and

WHEREAS the parties that have appeared in the Action, Plaintiffs and Lazydays, now wish to stipulate to the Action’s dismissal with prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(ii);

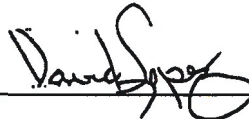
NOW, THEREFORE, Plaintiffs and Lazydays, by their respective undersigned counsel, hereby stipulate that the Action is hereby DISMISSED WITH PREJUDICE effective immediately.

IN WITNESS WHEREOF, each person hereunder has set his or her hand as of
the first date set forth above.



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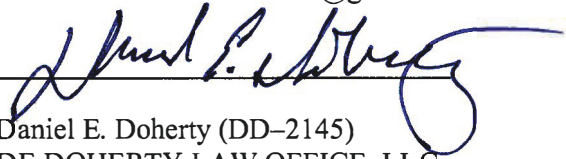
*Attorneys for Nominal Defendant
Lazydays Holdings, Inc.*



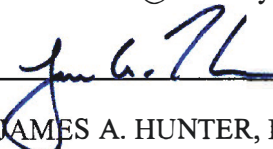
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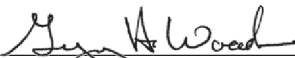


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The parties have stipulated to the dismissal
of this action under Rule 41(a)(1)(A)(ii).
The Clerk of Court is directed to close the case.

Dated: April 21, 2023
New York, New York



GREGORY H. WOODS
United States District Judge